

Notice of Allowability

Application No.

10/689,132

Examiner

Sana Al-Hashemi

Applicant(s)

OWEN, EUGENE E.

Art Unit

2164

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7/27/06.
2. ☒ The allowed claim(s) is/are 1, 3, 5-8, 11-15, and 17 as renumbered 1-12.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

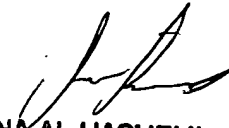
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 2/20/04, 5/2/06
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.


SANA AL-HASHEMI
PRIMARY EXAMINER

DETAILED ACTION

1. This action is issued in response to applicant's amendment filed 7/27/06.
2. Claims 1, 3, 5-8, 11-15, and 17 were amended. Claims 2, 4, 9-10, 16, and 18-26 were canceled. Claim 27 was added.
3. Claims 1, 3, 5-8, 11-15, and 17, as renumbered 1-12 are allowed. Claim 27 is canceled.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John F. Buckert on September 14, 2006. The application has been amended as follows:

Newly added claim 27 is canceled.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance:

Regarding independent claim 1, the prior art of record fails to teach, disclose or suggest the step developing a set of data feed file criteria comprising at least one data-locating criterion, that is received by a data extraction tool of a first device, extracting at least a portion of data from a raw data file based on at least one data-locating criterion, utilizing the data extraction tool, generating a report having data extracted from the raw data file, utilizing the data extraction tool, determining whether data in the report complies with data-limiting criteria, utilizing a discrimination tool, deleting lines from the report which contain data that does not comply with the data-limiting criteria to obtain an updated report, utilizing the discrimination tool, generating the data feed file with data from the updated report utilizing a formatting tool, and transmitting the data feed file from the first device to a location electronically accessible to the desktop application of a second device, utilizing a network operable coupled between the first device and the second device., in conjunction with remaining claim provisions, is not taught or suggested, or rendered obvious over the prior art of record or that encountered in searching the invention.

Regarding independent claim 15, the prior art of record fails to teach, disclose or suggest the step of first and second data storage devices, a data extraction tool configured to extract at least one portion of data from the raw data file stored on the first data storage device based on

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at least one data-locating criterion, and to generate a report comprising the extracted data, a discrimination tool configured to determine whether data in the report complies with data-limiting criteria, the discrimination tool further configured to delete lines of the report which contain data that does not comply with the data-limiting criteria to obtain an updated report, a formatting tool configured to the data from the updated report to populate the data feed file with data extracted from the updated report, and a network configured to electronically transmit the data feed file from the first data storage device to the second data storage device such that the data feed file is electronically accessible by the desktop application., in conjunction with remaining claim provisions, is not taught or suggested, or rendered obvious over the prior art of record or that encountered in searching the invention.

The dependent claims 3, 5-8, 11-14, and 17, being further limiting to the independent claims, definite and enabled by the Specification also allowed.

Comments

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

As allowable subject matter has been indicated, Applicant's response must either comply with all formal requirements or specifically traverse each requirement not complied with. See 37 CRF 1.111(b) and MPEP section 707.07(a).

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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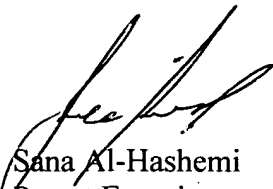
Points of Contact

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sana Al-Hashemi whose telephone number is 571-272-4013.

The examiner can normally be reached on 8Am-4:30Pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Rones, can be reached on (571) 272-4085. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Sana Al-Hashemi
Patent Examiner
Technology Center 2100
September 14, 2006